

Iowa Department of Natural Resources
Natural Resource Commission

ITEM	13	DECISION
TOPIC	Notice of Intended Action – Chapter 81, Fishing Regulations	

NRC approval is requested to file a Notice of Intended Action to amend Chapter 81, Sport Fishing Rule. The proposed amendments establish a statewide 25 and 50 bag and possession limit individually for both bluegill and crappie in public waters of the state. The daily bag and possession limits will align with the limits in place for five years on the Mississippi River.

Marion Conover, Fisheries Bureau Chief
Conservation and Recreation Division
August 14, 2008

Attachments: Chapter 81, Fishing Regulations Rule-Notice of Intended Action

NATURAL RESOURCE COMMISSION [571]
Notice of Intended Action

Pursuant to the authority of Iowa Code subsection 455A.5(6), the Natural Resource Commission hereby gives Notice of Intended Action to amend Chapter 81 “Fishing Regulations,” Iowa Administrative Code.

The proposed amendments establish a statewide daily bag and possession limit for bluegill and crappie in public waters.

Any interested person may make written suggestions or comments on the proposed amendments on or before October 10, 2008. Such written materials should be directed to Marion Conover, Department of Natural Resources, Wallace State Office Building, 502 East 9th Street, Des Moines, Iowa, 50319-0034; fax (515) 281-6794; or E-mail Marion.Conover@dnr.iowa.gov. Persons who wish to convey their views orally should contact the Fisheries Bureau at (515)281-5208 or at the Bureau offices on the fourth floor of the Wallace State Office Building.

Also, there will be five public hearings as follows:

September 30, 2008	7 p.m.	Senior Citizen Center 411 Walnut Street Atlantic, Iowa
October 1, 2008	7 p.m.	Hartman Reserve Nature Center 657 Reserve Drive Cedar Falls, Iowa
October 2, 2008	7 p.m.	Dickinson County Community Building 1602 15 th Street Spirit Lake, Iowa
October 3, 2008	3 p.m.	Fourth Floor Conference Room Wallace State Office Building 502 E. 9 th Street

		Des Moines, Iowa
October 9, 2008	7 p.m.	Pioneer Ridge Nature Center 1339 US Hwy 63 Bloomfield, Iowa

At the public hearings, persons may present their views either orally or in writing. At the hearings, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the amendments.

Any person who intends to attend a public hearing and has special requirements such as those related to hearing or mobility impairments should contact the Department of Natural Resources and advise of specific needs.

These amendments are intended to implement Iowa Code sections 481A.38, 481A.39, and 481A.67.

The following amendments are proposed:

ITEM 1. Amend rule 571--8.1 (481A) as follows:

571—81.1(481A) Seasons, territories, daily bag limits, possession limits, and length limits.

INLAND WATERS OF THE STATE WATERS					BOUNDARY
KIND OF FISH	OPEN SEASON	DAILY BAG LIMIT	POSSESSION LIMIT	MINIMUM LENGTH LIMITS	MISSISSIPPI RIVER MISSOURI RIVER BIG SIOUX RIVER
Rock Sturgeon	Closed	0	0		Same as inland waters
Shovelnose Sturgeon	Continuous	None	None	None	Same as inland waters except no harvest allowed in the Big Sioux River and aggregate daily bag limit 10, aggregate possession limit 20, in the Missouri River
Paddlefish*	Continuous	2	4	None	Same as inland waters
Yellow Perch	Continuous	25	50	None	Same as inland waters except no bag or possession limit in the Missouri River

Trout	Continuous	5	10	None*	Same as inland waters
Catfish*	Continuous	8 Lakes 15 Streams	30	None	Same as inland waters except no bag or possession limit in the Mississippi River
Black Bass (Largemouth Bass) (Smallmouth Bass) (Spotted Bass)	Continuous	3	6 Aggregate	In See below*	Continuous open season; aggregate daily bag limit 5, aggregate possession limit 10 See below*
Combined Walleye, Sauger and Saugeye	Continuous*	5*	10*	None*	Continuous open season; aggregate daily bag limit 6, aggregate possession limit 12; except aggregate daily bag limit 4, aggregate possession limit 8, in the Big Sioux and Missouri Rivers See below*
Northern Pike	Continuous*	3	6	None	Continuous open season; daily bag limit 5, possession limit 10; except daily bag limit 6, possession limit 12, in the Big Sioux River
INLAND WATERS OF THE STATE					
BOUNDARY WATERS					
Muskellunge or Hybrid Muskellunge	Continuous*	1	1	40"	Same as inland waters
<u>Crappie</u>	<u>Continuous</u>	<u>25*</u>	<u>50*</u>	<u>None</u>	<u>Same as inland waters</u>
<u>Bluegill</u>	<u>Continuous</u>	<u>25*</u>	<u>50*</u>	<u>None</u>	<u>Same as inland waters except in aggregate</u>

					<u>with pumpkinseed on the Mississippi River</u>
All other fish species*	Continuous	None	None	None	See below*
Frogs (except bullfrogs)	Continuous	48	96	None	Same as inland waters
Bullfrogs (Rana Catesbeiana)	Continuous	12	12	None	Same as inland waters
*Also see 81.2(481A), Exceptions.					

ITEM 2. Amend subrule 81.2(12) as follows:

81.2(12) Panfish. The daily bag and possession limit for crappie and bluegill applies only to public waters of the state. In all waters of the Mississippi River, the daily bag and possession limit applied individually to crappie, yellow perch and rock bass shall be 25 and 50, respectively. In all waters of the Mississippi River, the daily bag and possession limit applied in the aggregate for bluegill and pumpkinseed and for white bass and yellow bass shall be 25 and 50, respectively.

Date _____

Richard A. Leopold, Director